

### REMARKS

Appreciation is expressed for the allowance of claims 2, 3, 5, 6, 20 and 21 and the indication of allowability of claims 10 and 17. Claim 10 has been rewritten in independent form to include all of the limitations of rejected base claim 1. Because claim 17 was multiply dependent on claim 5, which was allowed, and 16, which was rejected, claim 17 has been amended to remove the dependency on claim 16, and new claim 22 includes all of the limitations of claim 17 and rejected base claim 16.

Rejected claims 1, 4, 7-9, 11-16 and 18 have been cancelled.

Rejected product by process claim 19, dependent upon claim 5, has been rewritten in independent form to include the limitations of claim 5. Claim 19 was rejected as anticipated by Katagiri U.S. Patent No. 4,714,323, even though base method claim 5 was found patentable over the prior art. In the office action it was stated that Fig. 4 of Katagiri included first electrode film 102, substrate 101, functional layer 103 on the first electrode film, second electrode film 102(a) and spacers 201. Claim 19, however, requires a product in which the spacers have a structure that prevents contact between the functional layer and a component of a printer responsible for transferring the second electrode film. Katagiri's spacers 201 (which are used to space base plates 101 and 101a) do not have such a structure. Katagiri thus does not anticipate or suggest the structure defined by claim 19, and claim 19 is patentable.

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Serial No. : 10/055,142  
Filed : January 22, 2002  
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Attorney's Docket No.: 12406-020001 / P2001,0799 US  
N/MH

Respectfully submitted,

Date: Aug 23, 2004

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